THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE D.APPA RAO

WRIT PETITION No. 1141 OF 2006

24-01-2006

Between:

M/s.Dishnet Wireless Limited, Hyderabad, rep. by its

General Manager and Company Secretary.

……Petitioner

And

Secretary, Sales Tax Appellate Tribunal, Hyderabad & Others.

…..Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE D.APPA RAO

WRIT PETITION No. 1141 OF 2006

ORDER : (Per Hon'ble Sri Bilal Nazki, J)

Heard learned Counsel for the parties.

Notice dated 30.7.2005, issued by the Joint Commissioner of Commercial Taxes was challenged before the Tribunal. The letter that was challenged before the authorities below reads as under –

> *"M/s.D.S.L. Dishnet Limited, Hyderabad are hereby informed that the show cause notice issued vide reference 1st cited for the year 2002-03 under APGST Act is hereby withdrawn and they are informed that further action in this regard will be taken up by the Commercial Tax Officer, Basheerbagh Circle as the file is transferred to Assessing Authority."*

We agree with the authorities and the Tribunal that this notice does not give any scope for any litigation, as none of the rights of the petitioner have been decided.

The writ petition is misconceived, which is accordingly dismissed. No order as to costs.

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(BILAL NAZKI, J)

24th January, 2006

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(D. APPA RAO, J)

ajr